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PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Desaraju V. Varaprasad et al.) : Examiner: Dhirajlal S. Nakarani	
Application No.: 09/835,328	Group Art Unit: 2873	
Filed: April 17, 2001)	
For: Electrochromic Polymeric Solid Films, Manufacturing Electrochromic Devices Using Such Solid Films, And) Date: June 28, 2004	

Processes for Making Such Solid Films and Devices

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450 TERMINAL DISCLAIMER APPRCVED

SEP **09** 2004

TECHNOLOGY CENTER 2800 SPECIAL PROGRAM CENTER

TERMINAL DISCLAIMER

Sir:

Your petitioner, DONNELLY CORPORATION, a corporation duly organized under the laws of Michigan, having a principal office at 414 East 40th Street, Holland, Michigan 49423, and duly represented by the undersigned, represents that it is the assignee of the full title and interest in and to the above-identified Application No. 09/835,328 filed April 17, 2001, as evidenced by the deed of Assignment recorded on January 27, 2000 at Reel 010556, Frame 0457.

Your petitioner hereby disclaims the terminal part of any patent granted on the above-identified application which would extend beyond the expiration date of the full statutory term of U.S. Patent No. 5,910,854, as presently shortened by any terminal disclaimer, and hereby agrees that any patent so granted on the above-identified application shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to U.S. Patent No. 5,910,854, this agreement to run with any

patent granted on the above-identified application and to be binding upon the grantee, its successors or assigns.

Your petitioner does not disclaim any terminal part of any patent granted on the above-identified application prior to the expiration date of the full statutory term of any U.S. Patent No. 5,910,854, as presently shortened by any terminal disclaimer, in the event that subsequent hereto U.S. Patent No. 5,910,854 expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is the subject of any disclaimer under 37 C.F.R. 1.321(a), has all claims cancelled by a reexamination certificate or is otherwise terminated prior to the expiration of its statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title stated above.

A check in the amount of \$110.00 is enclosed to cover the fee set forth in 37 C.F.R. §1.20(d). Please charge any additional fee required, and credit any overpayment, to Deposit Account No. 06-1205.

Applicants' undersigned attorney may be reached in our New York office by telephone at (212) 218-2100. All correspondence should continue to be directed to our address given below.

RENEE PRESTON HAJA PARALEGAL SPECIALIST TECHNOLOGY CENTER 2800 Respectfully submitted,

Attorney for Applicants Raymond R. Mandra Registration No. 34,382

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Applitude(s)	
VRAPRASAD et al.	
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TERMINAL DISCLAIN	IER	⊠ APPROVE	D DISAPPROVED
The term of this patent shall not extend beyond the expiration date of U.S. Patent No:	5,910,854		
The term of this patent subsequent to the adjacent date has been disclaimed.			
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